

Essay Question 1

Tipsy:		
-can't charge him for status of being a heroin addict (Robinson)	_____	of 8
David:		
-solicitation of Topsy to commit robbery & murder	_____	of 8
-holding gun to Topsy's head = assault/battery	_____	of 8
-kill victim, take her purse contents=express malice murder+robbery..	_____	of 8
-no claim of right defense for past wages because use of violence	_____	of 8
-mistake of law defense for incorrect legal advice not "official".....	_____	of 8
Topsy again:		
-chargeable for robbery and express malice murder at CL+CA.....	_____	of 8
-duress no defense to killing at CL or CA	_____	of 10
David again:		
-can't be charged for failure to register when not told/aware of duty...	_____	of 10
Buddy:		
-express malice murder with gun in CA and CL	_____	of 8
-no defense of another (Pam) because no objective deadly threat	_____	of 8
-no right to carry or use gun because retired w/o public authority	_____	of 8
Total points this exam	_____	of 100

Essay Question 2

Re Kent Clark:		
-M'Naghten, not irresistible impulse test, for CA + CL.....	_____	of 10
-M'Naghten test not satisfied by transient condition	_____	of 10
-Clark's behavior = awareness of right/wrong	_____	of 10
-Diminished capacity defense not exist in CL or CA	_____	of 10
-no self defense because no objective threat vs him	_____	of 10
Re Red:		
-Waiving gun in air = assault	_____	of 10
-intoxication no defense to general intent reckless homicide	_____	of 10
-no self defense because no objective deadly threat	_____	of 10
-his "but for" shooting overrides intervening medical cause.....	_____	of 10
-CA charges = assault+ invol (reckless) manslaughter	_____	of 10
Total points for this essay exam	_____	of 100